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Attorney Docket No. 5051-445

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Moyer et al.

Confirmation No. 3267

Serial No.: 09/912,072

Examiner: S. Bausch

Filed: July 24, 2001

Group Art Unit: 1634

For: IDENTIFICATION OF POINSETTIA CULTIVARS

Date: February 7, 2006

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION AND FEE FOR EXTENSION OF TIME
(37 C.F.R. § 1.136(a))

1. This is a petition for an extension of time for a total period of three (3) months to respond to the Official Action dated August 10, 2005.
2. A response in connection with the matter for which this extension is requested:

- is filed herewith.
 has been filed.

3. Applicant:

- Claims small entity status. See 37 CFR 1.27.
 Does not claim small entity status.

4. Calculation of extension fee (37 C.F.R. § 1.17(a)-(d)):

<u>Total Months Requested</u>	<u>Fee For Other Than Small Entity</u>	<u>Fee for Small Entity</u>
<input type="checkbox"/> one month	\$120.00	\$60.00
<input type="checkbox"/> two months	\$450.00	\$225.00
<input checked="" type="checkbox"/> three months	\$1,020.00	\$510.00
<input type="checkbox"/> four months	\$1,590.00	\$795.00
<input type="checkbox"/> five months	\$2,160.00	\$1,080.00

Fee enclosed: \$1,020.00

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1020.00 OP

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- A check in the amount of **\$1020.00** is enclosed.
- Payment by credit card (Form PTO-2038) is enclosed.
- Charge Deposit Account No. 50-0220 for any additional extension and/or fee required or credit for any excess fee paid.

Respectfully submitted,



Karen A. Magri
Registration No. 41,965

Customer No. 20792

Myers Bigel Sibley & Sajovec, P.A.
P. O. Box 37428
Raleigh, North Carolina 27627
Telephone: (919) 854-1400
Facsimile: (919) 854-1401

CERTIFICATE OF EXPRESS MAIL

Express Mail Label Number: EV 769241521 US

Date of Deposit: February 7, 2006

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Katie Wu